



**i. Persons Likely to Have Discoverable Information that Defendants May Present in Support of their Claims or Defendants (Rule 26(a)(1)(A)(i)):**

	Name and Address	Subject of Discoverable Information
1.	KE Arms, LLC, Rule 30(b)(6) Designee c/o Marquis Aurbach Coffing 10001 Park Run Drive Las Vegas, Nevada 89145	KE Arms, LLC is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
2.	Brownells, Inc., Rule 30(b)(6) Designee c/o Marquis Aurbach Coffing 10001 Park Run Drive Las Vegas, Nevada 89145	Brownells is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
3.	Russell Phagan c/o Marquis Aurbach Coffing 10001 Park Run Drive Las Vegas, Nevada 89145	Mr. Phagan is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
4.	Shawn Nealon 2217 W FAIRFIELD ST, MESA, AZ 85213, USA	Mr. Nealon is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
5.	Cavalry Arms Corporation, Rule 30(b)(6) Designee 2217 W FAIRFIELD ST, MESA, AZ 85213, USA	Cavalry is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action

		which may be elicited by counsel at deposition, arbitration or trial.
6.	GWACS Armory, LLC, Rule 30(b)(6) Designee c/o JONES, GOTCHER & BOGAN, P.C. 15 East Fifth St. Tulsa, OK 74103	GWACS is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
7.	GWACS Defense Incorporated, Rule 30(b)(6) Designee c/o JONES, GOTCHER & BOGAN, P.C. 15 East Fifth St. Tulsa, OK 74103	GWACS Defense is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
8.	Jud Gudgel c/o JONES, GOTCHER & BOGAN, P.C. 15 East Fifth St. Tulsa, OK 74103	Mr. Gudgel is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
9.	Russell Anderson c/o JONES, GOTCHER & BOGAN, P.C. 15 East Fifth St. Tulsa, OK 74103	Mr. Anderson is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.
10.	30(b)(6) Designee of INRANGE PRODUCTIONS, LLC 29327 E. Kittle Place, MARANA, AZ 85658, USA	The 30(b)(6) Designee is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which

		may be elicited by counsel at deposition, arbitration or trial.
11.	<b>Alisha Swindle 6840 S 8th Drive Phoenix, AZ 85041</b>	<b>Ms. Swindle is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.</b>
12.	<b>Tim McBride 550 W Kaniksu St Apache Junction, AZ 85120</b>	<b>Mr. McBride is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.</b>
13.	<b>Brad Pace 2527 E Diamond Ave Mesa, AZ 85204</b>	<b>Mr. Pace is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.</b>
14.	<b>Karl Kasarda 29327 East Kittle Place Marana, AZ 85658</b>	<b>Mr. Kasarda is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.</b>
15.	<b>Ian McCollum 510 W Spring Valley Drive Tucson, AZ 85704</b>	<b>Mr. Collum is expected to testify regarding the facts and circumstances giving rise to Plaintiff's Complaint and Counter-Plaintiff's Counter-Complaint, the damages he claims</b>

		<b>were sustained; and as to any other matter relevant to this action which may be elicited by counsel at deposition, arbitration or trial.</b>
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The Defendants/Counter-Plaintiff reserve the right to supplement the witnesses listed herein as additional witnesses are identified and obtained through discovery. Further, the Defendants/Counter-Plaintiff reserve the right to use any and all witnesses listed by any other party.

ii. **Description of Documents that Defendants May Use to Support their Claims or Defenses (Rule 26(a)(1)(A)(ii)):**

	Document Description	Bates Nos.
1.	3-22-13- Cavalry-SST Asset Purchase Agreement	KEA000001-29
2.	11-22-11 - SST-GWACS Asset Purchase Agreement	KEA000030-40
3.	6-15-2015 - KEA-GWACS Mutual Nondisclosure Agreement	KEA000041-43
4.	5-31-13 - GWACS-Brownells Mutual Nondisclosure Agreement	KEA000044-46
5.	1-24-2016 - GWACS-Brownells Mutual Nondisclosure Agreement	KEA000047-49
6.	KE Invoices [Unredacted]	KEA000050-54
7.	GWACS Corp Commission	KEA000055-56
8.	Invoices and FFA Information	KEA000057-66

9.	Demand Letter to KEA	KEA000067-68
10.	Reddit Thread 3	KEA000069-71
11.	Reddit Thread 2	KEA000072-79
12.	Reddit Thread 1	KEA000080-84
13.	GWACS Website Screenshot	KEA000085-86
14.	Phagan Emails 2011	KEA000087-136
15.	Phagan Emails 2012	KEA000136-213
16.	Phagan Emails 2013	KEA0000213-214
17.	Phagan Emails 2015	KEA000215-216
18.	Phagan Emails 2016	KEA000217-223
19.	Phagan Emails 2019	KEA000224-225
20.	3D Printed Lower	KEA000226
21.	Oklahoma Secretary of State Filings for GWACS Armory, LLC and Certified Copy Certificate	KEA000227-239
22.	2021-07-02 CR to Bogan Re: Indemnity	KEA000240-257
23.	Statement from Don Langworthy, Purchasing Manager at SAC	KEA000258

24	Emails Brownells	KEA000259-368
25.	Emails GWACS	KEA000369-KEA467
26.	Emails InRange	KEA000468-563
27.	Emails KE Arms	KEA000564-686
28.	Emails KE Arms 2	KEA000687-893
29.	Requested Documents	KEA000894-966
30.	Current Pricing	KEA000967
30.	MK3 Submission	KEA000968 (excel spreadsheet in native form)
31.	OEM (Strategic Armory), unable to carry KP15	KEA000969
32.	KE Arms 2019 (Brownells Purchase Orders)	KEA000970-982
33.	KE Arms 2020 #1 (Brownells Purchase Orders)	KEA000983-1008
34.	KE Arms 2020 #2 (Brownells Purchase Orders)	KEA001009-1040
35.	KE Arms 2021 #1 (Brownells Purchase Orders)	KEA001041-1068
36.	KE Arms 2021 #2 (Brownells Purchase Orders)	KEA001069-1086
37.	2A Wholesale –Total Sales –Accrual	KEA001087 (excel spreadsheet in native format)
38.	2A Wholesale –Total Sales –Cash	KEA001088 (excel spreadsheet in native format)

39.	Brownells Total Sales	KEA001089 (excel spreadsheet in native format)
40.	Graph –Brownells –Sales by month	KEA001090
41.	Graph –Month by month	KEA001091
42.	KP-15 Products –Total Sales –Accrual	KEA001092 (excel spreadsheet in native format)
43.	KP-15 Products –Total Sales –Cash	KEA001093 (excel spreadsheet in native format)
44.	RSR –Total Sales –Accrual	KEA001094 (excel spreadsheet in native format)
45.	RSR –Total Sales –Cash	KEA001095 (excel spreadsheet in native format)
46.	Wraithworks –Total Sales –Accrual	KEA001096 (excel spreadsheet in native format)
47.	Wraithworth –Total Sales –Cash	KEA001097 (excel spreadsheet in native form)
48.	KP 15 –Cost (unit costs)	KEA001098 (excel spreadsheet in native format)
49.	Selected and redacted portions of tax returns for KE Arms –2018, 2019 and 2020	KEA001099-1107
50.	KE Arms KP-15 Monolithic Polymer Receiver Overview	KEA001108-1133
51.	Annual Firearms Manufacturing and Expert Report (BATFE)	KEA001134
52.	Firearms Commerce in the United States, BATFE Annual Statistical Update	KEA001135-1156
53.	NCIS Firearm Checks: Month/Year	KEA001157

54.	Photos of molds	KEA001158-1165
55.	Social Media Posts	KEA001166
56.	Recoil Ads	KEA001167-1168
57.	Variance	KEA001169-1172
58.	<b>CAV15 MKI Prints</b>	<b>KEA001173-1254</b>
59.	<b>CAV15 MKI – Native Files</b>	<b>KEA001255</b>
60.	<b>KP-15 Native Files</b>	<b>KEA001256</b>
61.	<b>KP-15 - Prints</b>	<b>KEA001257-1303</b>
62.	<b>Nealon- Native Files</b>	<b>KEA001304</b>
61.	<b>Nealon – Prints</b>	<b>KEA001305-1749</b>

The Defendants/Counter-Plaintiff reserve the right to supplement to amend or supplement its disclosure of documents as discovery progresses. Further, the Defendants/Counter-Plaintiff reserve the right to use any and all documents listed by any other party.

iii. **Damages Computation (Rule 26(a)(1)(A)(iii)):**

Defendants/Counter-Plaintiff seek declaratory relief as set forth in its Complaint. Defendants/Counter-Plaintiff also seeks damages on its breach of contract claims and lost

profits. Defendants/Counter-Plaintiff cannot ascertain the amount of its damages prior to conducting discovery.

iv. **Insurance Agreement (Rule 26(a)(1)(A)(iv)):**

Not applicable.

Dated this 9th day of November, 2021.

Respectfully submitted,

**HALL, ESTILL, HARDWICK,  
GABLE, GOLDEN & NELSON, P.C.**

/s/ Robert P. Fitz-Patrick

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**ATTORNEYS FOR DEFENDANTS**

**-AND-**

**MARQUIS AURBACH COFFING**

/s/Alexander K. Calaway

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*Admitted Pro Hac Vice*  
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10001 Park Run Drive  
Las Vegas, Nevada 89145

**ATTORNEYS FOR DEFENDANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that I electronically served the foregoing document via electronic mail and via U.S. Mail on the 9th day of November, 2021 to the following individuals:

James E. Weger, Esq. & Todd J.P. Bogan, Esq.

JONES, GOTCHER & BOGAN, P.C.

3800 First Place Tower

15 East Fifth St.

Tulsa, OK 74103

ATTORNEYS FOR THE PLAINTIFF,

GWACS ARMORY, LLC AND COUNTERCLAIM DEFENDANTS GWACS ARMOY,  
LLC; GWACS DEFENSE, INC. JUD GUDGEL AND RUSSELL ANDERSON

/s/ Cally Hatfield